



JAMES A. NOYES, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"Enriching Lives"

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IN REPLY PLEASE
REFER TO FILE: **C-1**

February 10, 2004

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**AWARD OF PUBLIC WORKS CONSTRUCTION CONTRACTS
SUPERVISORIAL DISTRICTS 1 AND 5
3 VOTES**

IT IS RECOMMENDED THAT YOUR BOARD:

Award and authorize the Director of Public Works or his designee to prepare the construction contracts in the form previously approved by County Counsel, execute the contracts, and establish the effective dates following receipt of approved Faithful Performance and Labor and Material bonds filed by the contractors for the following:

Project ID No. RDC0014442 - Meyer Road at Laurel Avenue, vicinity of Santa Fe Springs (1), to Steiny and Company, Inc., in amount of \$77,939.04.

Project ID No. WRDD000011 - San Gabriel Dam and Reservoir Post-Fire Sediment Removal, vicinity of Angeles National Forest (5), to Barnard Construction Company, Inc., in amount of \$34,170,000.00.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

We are recommending that your Board award these construction contracts and authorize the Director of Public Works or his designee to execute the contracts and establish the effective contract dates following receipt of approved bonds and insurance filed by the contractors for each of these projects.

The enclosure for each project includes the project description, the call for bids and bid opening date, a tabulation of bids, and financial information. The certified record of receipt of bids and the original bid proposals for each of these projects are also enclosed including addenda to the contract specifications for Project ID No. WRDD000011.

The recommended construction contracts are necessary to execute Board-directed and approved Public Works projects in support of operational missions. Your Board's approval of the recommended contract awards and our subsequent execution of the contracts will ensure the timely completion of the projects.

Implementation of Strategic Plan Goals

The award of these construction contracts is consistent with the County Strategic Plan Goal of Service Excellence since these contracts will provide improved infrastructure to better serve the public.

FISCAL IMPACT/FINANCING

The enclosure for each project includes the amount of the recommended contract as compared with the engineer's estimate and the other bids received.

These projects are included in the 2003-04 Department of Public Works Budget. The enclosure for each project includes more detailed fiscal and financial information.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Recommended contract awards are to the lowest responsible bidders in accordance with the California Public Contract Code and your Board's directives.

On October 27, 1981, your Board adopted a program for the use of small Minority and Women-owned Businesses (MWBs) on Federal- and State-funded highway construction contracts. Companies meeting these requirements are certified by the State as Disadvantaged Business Enterprises (DBEs). An overall goal for subcontracting portions of the work to DBEs is established for each project. Contracts are recommended for award to the lowest responsible bidder who meets the goal or documents a good faith effort to do so in conformance with the program.

We have also developed an outreach program to encourage all qualified contractors to participate in the bidding and contracting process on our projects. Under this program, we place notices of upcoming bids in local and minority newspapers throughout the County. These notices indicate that copies of plans and specifications are available at specified libraries and the Public Works Headquarters building. This allows interested contractors to view the plans and specifications at convenient locations. We also provide telephone numbers (including one for Spanish-speaking contractors) to obtain further information on bidding and subcontracting opportunities.

To further increase contractor awareness of contracting opportunities with Public Works, this project was listed on the County website for upcoming bids.

The State Labor Code requires contractors to pay prevailing wage rates to all persons employed on public works construction contracts. These rates are determined by the Department of Industrial Relations and include contributions for fringe benefits such as vacations, pension funds, training, and health plans for each employee.

As required by your Board, language has been incorporated into the project specifications stating that the contractor shall notify its employees, and shall require each subcontractor to notify its employees, that they may be eligible for the Federal Earned Income Credit under the Federal income tax laws.

The contracts will be in the form previously approved by County Counsel. We will also review and approve the faithful performance and payment bonds filed by the contractors.

ENVIRONMENTAL DOCUMENTATION

On October 21, 2003, your Board adopted the Supplemental Environmental Impact Report (SEIR) for the San Gabriel Canyon Management Plan Project. The specifics of these findings are included in the enclosure for Project ID No. WRDD000011.

The remaining project was found to be categorically exempt from the provisions of the California Environmental Quality Act at the time your Board called for bids. The specifics of these findings are included in the enclosure for this project.

CONTRACTING PROCESS

The contracts were solicited on an open competitive basis in accordance with the provisions of the Public Contract Code.

The project specifications contain provisions requiring the contractor to report solicitations of improper consideration by County employees and allowing the County to terminate the contract if it is found that the contractor offered or gave improper consideration to County employees.

Public Works has confirmed that the respective contractors are in compliance with the County's Child Support Compliance Program and the requirements of the Contractor Employee Jury Service Program. In addition, the contracts will include language requiring compliance with the Newborn Abandonment Law (Safely Surrendered Baby Law).

The project specifications also contain a provision that, should the contractor require additional or replacement personnel to fill employment openings, consideration shall be given to hiring qualified participants in the County's Greater Avenues for Independence or General Relief Opportunities for Work Programs.

To ensure that the contracts are awarded to responsible contractors with satisfactory performance histories, bidders are required to report violations of the False Claims Act, their civil litigation history, and information regarding prior criminal convictions. The information reported by the respective contractors was considered before making this recommendation to approve execution of the contracts.

The Honorable Board of Supervisors
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IMPACT ON CURRENT SERVICES (OR PROJECTS)

These construction contracts will result in improved public works infrastructure in the communities where the work is scheduled. Where appropriate, local residents and businesses will be informed that traffic and local access may be mildly disrupted during the construction. The proposed schedule for construction is included in the enclosure for each project.

CONCLUSION

Please return one approved copy of this letter to Public Works.

Respectfully submitted,

JAMES A. NOYES
Director of Public Works

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cc: Chief Administrative Office
County Counsel
Office of Affirmative Action Compliance

AWARD OF CONTRACT
February 10, 2004

PROJECT ID NO. RDC0014442, MEYER ROAD AT LAUREL AVENUE
(in the vicinity of Santa Fe Springs), Supervisorial District 1

TYPE OF WORK: Installation of traffic signals, striping, and pavement markings.

CALL FOR BIDS DATE: January 6, 2004 (Synopsis 47)

BID OPENING DATE: February 3, 2004

BID SUMMARY:

Low	*Steiny and Company, Inc., a corporation 12907 East Garvey Avenue Baldwin Park, California 91706 (626) 338-9923	\$77,939.04
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2	Dynalectric	\$82,838.00
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3	C.T. & F., Inc.	\$94,452.48
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*MWBE

FINANCIAL INFORMATION:

Amount of estimate	\$89,806.00
Amount of recommended contract	\$77,939.04
Amount of recommended contract below estimate	\$11,866.96

The amount of the recommended contract is 13 percent below the engineer's estimate.

This project is included in the Fiscal Year 2003-04 Road Fund Budget.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

Steiny and Company, Inc., an MWBE, has one MWBE subcontractor/supplier under this contract, yielding a proposed DBE participation of 4 percent. This contract does not have a Federal- or State-mandated DBE goal.

ENVIRONMENTAL IMPACT:

This project is categorically exempt pursuant to Class 1(i) and 1(x), Subsection (5), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, and Section 15301 (c) and (f), of the California Environmental Quality Act guidelines.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 35 working days. It is estimated that the work will start in March and be completed in April 2004.

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AWARD OF CONTRACT
February 10, 2004

PROJECT ID NO. WRDD000011, SAN GABRIEL DAM AND RESERVOIR POST-FIRE
SEDIMENT REMOVAL (in the vicinity of Angeles National Forest), Supervisorial District 5

TYPE OF WORK: Removal and disposal of sediment, organic material, and trash from
a reservoir.

CALL FOR BIDS DATE: October 21, 2003 (Synopsis 30)

BID OPENING DATE: January 13, 2004

BID SUMMARY:

Low	Barnard Construction Company, Inc., a corporation 701 Gold Avenue Bozeman, Montana 59715-2453 (406) 586-1995	\$34,170,000.00
2	Wood Bros., Inc.	\$35,337,263.20
3	Yeager Skanska, Inc.	\$36,654,631.00
4	Kiewit Pacific Company	\$51,294,533.20
5	Altfillisch Contractors, Inc.	\$53,968,694.00
6	Steve P. Rados, Inc.	\$75,521,483.00

FINANCIAL INFORMATION:

Amount of estimate	\$59,172,653.00
Amount of recommended contract	\$34,170,000.00
Amount of recommended contract below estimate	\$25,002,653.00

The amount of the recommended contract is 42.3 percent below the estimate.

Five of the six bids are below the estimate and reflect the competitive nature of the market. The low bidder is a responsible contractor who has satisfactorily performed contracts in the Los Angeles area. Therefore, we recommend award of the contract to the low bidder.

The contract will cover a period of five years, subject to availability of funds for the second through fifth years, 2004 to 2008. The estimated first year cost is \$10,000,000 and will be encumbered in Fiscal Year 2003-04. The balance of the contract will be encumbered in the second through fifth years, and it is estimated that annual costs may be in the range of \$8,000,000 to \$10,000,000. Appropriations for remaining years will be made available in the Flood Control District's budget for those years.

Sufficient appropriation for the first year of this contract will be made available in the Fiscal Year 2003-04 Flood Control District Services and Supplies appropriation by delaying other nonemergency projects.

There will be no impact to the County's General Fund.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

Barnard Construction Company, Inc., has no MWBE subcontractor/supplier under this contract, which does not have a Federal or State-mandated DBE goal.

ENVIRONMENTAL IMPACT:

In June 1998, your Board certified the Final Environmental Impact Report (CEIR) for the San Gabriel Canyon Sediment Management Plan. On October 21, 2003, your Board adopted the Supplemental Environmental Impact Report (SEIR) for the San Gabriel Canyon Management Plan Project. The SEIR determined that the project would not have any significant cumulative impact, and thus no mitigation measures had to be imposed relative to cumulative impact.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 725 working days. This contract will be completed over a five-year period, 2004 through 2008. The contract documents requires that the contractor cease work during the storm season when water impounded in the reservoir prevents the removal of debris. Therefore, it is estimated that the work will start in August 2004 and be completed in December 2008.

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